

Message Text

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ORIGIN SCSE-00

INFO OCT-01 ISO-00 DHA-02 H-02 ARA-10 L-03 SCA-01 /019 R

DRAFTED BY SCA;SCS;LWPOLIK:JS

APPROVED BY SCA;SCS;AAGISE

SCA;SCS;JFHUGHES

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P 122127Z SEP 75

FM SECSTATE WASHDC

TO AMCONSUL HERMOSILLO PRIORITY

INFO AMEMBASSY MEXICO PRIORITY

UNCLAS STATE 217790

E.O. 11652:N/A

TAGS:CASC, MX (HERRICK, RICHARD W.)

SUBJECT: CASE REVIEW OF ALL AMERICAN PRISONERS IN MEXICO
(RICK HERRICK)

REF: STATE 194199

1. ALTHOUGH CONGRESSMAN STARK'S OFFICE HAS LONG LETTER FROM HERRICK COMPLAINING OF GENERAL PLIGHT OF AMERICAN PRISONERS IN MEXICO, NEITHER DEPARTMENT NOR CONGRESSMAN STARK HAS RECEIVED ANY SPECIFIC ALLEGATIONS OR COMPLAINTS OF MISTREATMENT OR DENIAL OF RIGHTS IN HERRICK'S CASE. WE WOULD, HOWEVER, APPRECIATE INFORMATION OR ACTION ON FOLLOWING POINTS.

2. CONSULAR VISTS: WE DO NOT UNDERSTAND WHY NO CONOFF VISITS ARE RECORDED IN HERRICK CASE SINCE AUGUST 1973 WHEN ONE WAS MADE TO NOGALES AFTER RIOT IN PRISON. HAVE THERE BEEN NO CONOFF CONTACTS SINCE THAT TIME, OR SIMPLY NO RECORDS KEPT THEREOF? WE STRONGLY RECOMMEND THAT EACH VISIT BE RECORDED IN PRISONER'S FILE.

3. LEGAL CONDUCT OF CASE: WAS HERRICK'S ATTORNEY, LIC. JOSE ALBERTO GOMEZ ROBINSON, PRESUMABLY LOCAL TO NOGALES, HANDLING CASE THROUGHOUT? WAS AN APPEAL OF SENTENCE EVER ENTERED, AND WAS HERRICK REASONABLY SATISFIED WITH HIS UNCLASSIFIED

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LEGAL SERVICES? ANY PROBLEM ON FEES?

4. REDUCTION OF SENTENCE BY COMMISSIONED WORK: NO MENTION IS MADE OF HERRICK REQUESTING OR RECEIVING A COMMISSIONED

WORK ASSIGNMENT OR EVEN WHETHER HE WAS AWARE OF POSSIBILITY. NEWSPAPER ARTICLE RECORDING HIS TRANSFER TO HERMOSILLO DESCRIBES THE GROUP TRANSFERRED AS COMPRISING THE "MOST DANGEROUS" ELEMENT, AND HERRICK HIMSELF ALLEGES PER STARK MATERIAL THAT HE HAD BEEN IN GIVE DIFFERENT MEXICAN JAILS AND TWO RIOTS. DOES THIS INDICATE THAT HE HAD BEHAVIOR PROBLEMS WHICH MAY HAVE MADE HIM INELIGIBLE FOR WORK ACCREDITED TOWARD REDUCTION OF SENTENCE? IF HE HAD TRIED TO OBTAIN SUCH WORK AND WAS UNJUSTLY REFUSED, CAN THE POST WITH HERRICK'S CONCURRENCE EXPLORE WITH HIS ATTORNEY THE POSSIBILITY OF REDRESS?

5. FOR UPCOMING DEPARTMENT REPORT TO HOUSE SUBCOMMITTEE DURING WEEK OF SEPT 22-26, POST SHOULD CABLE NO LATER THAN SEPT 18 STATUS OF ACTIONS INITIATED OR COMPLETED ON HERRICK. IF, IN CHECKING OUT ABOVE ITEMS, POST FINDS OTHER PROBLEM AREAS, PLEASE ADVISE. KISSINGER

UNCLASSIFIED

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 26 AUG 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 12 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE217790
Document Source: ADS
Document Unique ID: 00
Drafter: SCA;SCS;LWPOLIK:JS
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: D750317-0227
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t197509104/baaaabkv.tel
Line Count: 74
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Office: ORIGIN SCSE
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: RowellE0
Review Comment: n/a
Review Content Flags:
Review Date: 12 MAR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <12 MAR 2003 by maustmc>; APPROVED <29 JAN 2004 by RowellE0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: n/a
TAGS: CASC, MX, (HERRICK, RICHARD W)
To: HERMOSILLO INFO MEXICO
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006